

Torres	Volkmer	Wise
Torricelli	Vucanovich	Wolf
Towns	Walker	Woolsey
Trafigant	Walsh	Wyden
Tucker	Waters	Wynn
Unsoeld	Watt	Yates
Upton	Waxman	Young (AK)
Valentine	Weldon	Young (FL)
Velazquez	Whitten	Zeliff
Vento	Williams	Zimmer
Visclosky	Wilson	

## NOT VOTING—13

Gallo	Lloyd	Sundquist
Hayes	Markey	Washington
Houghton	McMillan	Wheat
Inhofe	McNulty	
Johnson (CT)	Slattery	

So, two-thirds of the Members present having voted in favor thereof, the rules were suspended and said bill, as amended, was passed.

A motion to reconsider the vote whereby the rules were suspended and said bill, as amended, was passed was, by unanimous consent, laid on the table.

*Ordered*, That the Clerk request the concurrence of the Senate in said bill.

## ¶115.12 FURTHER MESSAGE FROM THE SENATE

A further message from the Senate by Mr. Hallen, one of its clerks, announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4539) "An Act making appropriations for the Treasury Department, the United States Postal Service, the Executive Office of the President, and certain Independent Agencies, for the fiscal year ending September 30, 1995, and for other purposes."

The message also announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendment of the Senate to the bill (H.R. 4602) "An Act making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 1995, and for other purposes."

The message also announced that the Senate agreed to the report of the committee of conference on the disagreeing votes of the two Houses on the amendments of the Senate to the bill (H.R. 4606) "An Act making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies, for the fiscal year ending September 30, 1995, and for other purposes."

The message also announced that the Senate agreed to the amendments of the House to the amendments of the Senate numbered 18, 26, 33, 35, 38, 51, 53, 54, 56, 63, 69, 70, 71, 73, 74, 81, 83, 86, 87, 88, 90, 93, 95, 96, 97, 98, 99, 100, 102, 103, 104, 107, 130, 135, 138, 139, 144, 153, 154, 155, 156, and 157, to the above-entitled bill.

The message also announced that the Senate agreed to the amendment of the House to the amendment of the Senate numbered 148, to the above-entitled bill.

## ¶115.13 WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 4650

Mr. DERRICK, by direction of the Committee on Rules, reported (Rept. No. 103-759) the resolution (H. Res. 554) waiving certain points of order during consideration of the conference report on the bill (H.R. 4650) making appropriations for the Department of Defense for the fiscal year ending September 30, 1995, and for other purposes.

When said resolution and report were referred to the House Calendar and ordered printed.

## ¶115.14 PROVIDING FOR THE CONSIDERATION OF H.R. 3171

Mr. DERRICK, by direction of the Committee on Rules, called up the following resolution (H. Res. 544):

*Resolved*, That at any time after the adoption of this resolution the Speaker may, pursuant to clause 1(b) of rule XXIII, declare the House resolved into the Committee of the Whole House on the state of the Union for consideration of the bill (H.R. 3171) to authorize the Secretary of Agriculture to reorganize the Department of Agriculture, and for other purposes. The first reading of the bill shall be dispensed with. All points of order against consideration of the bill are waived. General debate shall be confined to the bill and the amendments made in order by this resolution and shall not exceed one hour equally divided and controlled by the chairman and ranking minority member of the Committee on Agriculture. After general debate the bill shall be considered for amendment under the five-minute rule. It shall be in order to consider as an original bill for the purpose of amendment under the five-minute rule the amendment in the nature of a substitute recommended by the Committee on Agriculture now printed in the bill. The committee amendment in the nature of a substitute shall be considered as read. All points of order against the committee amendment in the nature of a substitute are waived. At the conclusion of consideration of the bill for amendment the Committee shall rise and report the bill to the House with such amendments as may have been adopted. Any Member may demand a separate vote in the House on any amendment adopted in the Committee of the Whole to the bill or to the committee amendment in the nature of a substitute. The previous question shall be considered as ordered on the bill and amendments thereto to final passage without intervening motion except one motion to recommit with or without instructions.

When said resolution was considered. After debate,

On motion of Mr. DERRICK, the previous question was ordered on the resolution to its adoption or rejection and under the operation thereof, the resolution was agreed to.

A motion to reconsider the vote whereby said resolution was agreed to was, by unanimous consent, laid on the table.

## ¶115.15 DEPARTMENT OF AGRICULTURE REORGANIZATION

The SPEAKER pro tempore, Mr. PENNY, pursuant to House Resolution 544 and rule XXIII, declared the House resolved into the Committee of the Whole House on the state of the Union for the consideration of the bill (H.R.

3171) to authorize the Secretary of Agriculture to reorganize the Department of Agriculture, and for other purposes.

The SPEAKER pro tempore, Mr. PENNY, by unanimous consent, designated Mrs. KENNELLY, as Chairman of the Committee of the Whole; and after some time spent therein,

## ¶115.16 RECORDED VOTE

A recorded vote by electronic device was ordered in the Committee of the Whole on the following amendment submitted by Mr. ALLARD:

Strike section 202 of the bill (page 14, line 9 through line 10, page 18) and insert the following new section:

**SEC. 202. COLLOCATION OF AGENCY OFFICES.**

(a) COLLOCATION OF OFFICES.—

(1) COLLOCATION.—As provided in section 104 regarding Department field offices, the Secretary shall collocate, as soon as practicable and to the maximum extent consistent with efficiency and effectiveness, the offices of the Department located at county, regional, and State levels, which carry out the functions, duties, and programs of the following existing agencies:

(A) the Agriculture Stabilization and Conservation Service;

(B) the Soil Conservation Service;

(C) the Farmers Home Administration and the Rural Development Administration;

(D) the Federal Crop Insurance Corporation; and

(E) such other agencies as the Secretary determines appropriate upon subsequent notice to the Congress of such actions.

(2) ECONOMY OF OPERATION.—The Secretary shall implement and maintain the collocation of the agencies and entities as effected by this subsection by reducing to the maximum extent administrative and overhead costs, by reducing the cost of agency personnel, equipment, computer, and telecommunications services through the sharing of their use and utilization, and by otherwise reducing duplication and utilizing other management and personnel improvement practices that will provide the efficiency and effectiveness of the individual and collective agencies that are collocated.

(3) PROHIBITION.—The Secretary shall not establish any agency, nor shall any agency be given authority, that would have single supervisory authority over the individual entities or their successors to be collocated as provided for in this subsection.

**(b) JURISDICTION OVER CONSERVATION PROGRAM APPEALS.—**

(1) IN GENERAL.—Until such time as an adverse decision described in this paragraph is referred to the National Appeals Division for consideration, the Agriculture Stabilization and Conservation Service shall have initial jurisdiction over any administrative appeal resulting from an adverse decision made under title XII of the Food Security Act of 1985 (16 U.S.C. 3801 et seq.), including an adverse decision involving technical determinations made by the Soil Conservation Service. The Agriculture Stabilization and Conservation Service may reverse an adverse decision of the Soil Conservation Service if the Agriculture Stabilization and Conservation Service finds that such decision was arbitrary and capricious.

(2) TREATMENT OF TECHNICAL DETERMINATION.—With respect to administrative appeals involving a technical determination made by the Soil Conservation Service, the Agriculture Stabilization and Conservation Service, by rule with the concurrence of the Soil Conservation Service, shall establish procedures for obtaining review by the Soil Conservation Service of the technical deter-